

COUNCIL ADOPTED RESOLUTION NO. 82-75 DESIGNATING THE ALLEY
BETWEEN OAK STREET AND WALNUT STREET AS A ONE-WAY ALLEY FROM
CHURCH STREET TO PLEASANT AVENUE.

Continued July 21, 1982

HIDEAWAY SUBDIVISION MAP APPROVED The final map for Hideaway Subdivision was presented for Council's approval with Council being apprised that this map is for a one-lot condominium subdivision which will be comprised of six residential units. It is being developed by the Richards Company at 719 North School Street. The off-site improvements are being installed under an Encroachment Permit and no subdivision agreement is required. The map is being filed to conform to the legal requirements of condominium projects.

COUNCIL APPROVED THE FINAL MAP FOR THE HIDEAWAY SUBDIVISION AND DIRECTED THE CITY CLERK TO EXECUTE THE SUBDIVISION MAP ON BEHALF OF THE CITY.

PINEWOOD SUBDIVISION IMPROVEMENTS ACCEPTED RES. NO. 82-76 Council was informed that the improvements in Pinewood Subdivision have been completed in substantial conformance with the requirement of the Subdivision Agreement between the City of Lodi and Pinewood Limited, dated May 20, 1981, and as specifically set forth in the plans and specifications approved by the City Council.

COUNCIL ADOPTED RESOLUTION NO. 82-76 ACCEPTING THE SUBDIVISION IMPROVEMENTS AND STREETS INCLUDED IN TRACT MAP. NO. 1620, PINEWOOD SUBDIVISION.

DEVELOPMENT AGREEMENT AMENDMENT FOR 1220 EAST VICTOR ROAD APPROVED Council was apprised that Lodi Door, Inc., the owner/developers of the property at 1220 East Victor Road, have requested that the bonds covering off-site improvements along Cluff Avenue, which they have provided since September 1980, be released and they be allowed to enter into a development agreement with the City to defer the improvements required under those bonds. The developer has already installed the required improvements on Victor Road and Mounce Avenue.

Because of the future storm drain installation in Cluff Avenue, the off-site improvements in that area have been delayed. They have been paying premiums on the bonds required by the development agreement and the amendment will allow the City to release the bonds.

COUNCIL APPROVED THE DEVELOPMENT AGREEMENT AMENDMENT FOR 1220 EAST VICTOR ROAD, LODI, AND AUTHORIZED THE CITY MANAGER AND CITY CLERK TO EXECUTE THE AGREEMENT ON BEHALF OF THE CITY.

CLASS II SLURRY SEAL SPECS APPROVED COUNCIL APPROVED THE SPECIFICATIONS FOR CLASS II SLURRY SEAL AND AUTHORIZED THE PURCHASING AGENT TO ADVERTISE FOR BIDS THEREON.

City Manager Graves presented the following bids which had been received for the contract for landscape maintenance for various areas within the City of Lodi:

BIDDER	COST PER MONTH	ANNUAL COST
Ireland Landscape Co., Inc.	\$ 1,983.00	\$23,796.00
R & J Landscape Maintenance	\$ 2,466.00	\$29,592.00
Valley Landscaping & Maint.	\$ 3,370.00	\$40,440.00

AWARD - CONTRACT FOR LANDSCAPE MAINTENANCE FOR VARIOUS AREAS WITHIN THE CITY OF LODI Following recommendation of the City Manager, Council adopted Resolution No. 82-71 awarding the Contract for Landscape Maintenance for various areas within the City of Lodi to Ireland Landscape Co., Inc. of Stockton in the amount of \$1,983.00 per month or an annual cost of \$23,796.00.

RES. NO. 82-71

Continued July 21, 1982

PUBLIC HEARINGS

Notice thereof having been published in accordance with law and affidavit of publication being on file in the Office of the City Clerk, Mayor Reid called for the Public Hearing to consider the adoption of a Resolution as provided in Ordinance No. 1262, designating standing or parking restrictions within the City of Lodi as it pertains to Lodi Avenue from Ham Lane to Central Avenue.

The matter was introduced by Public Works Director Jack Ronsko.

Mrs. Frank Grenko, 233 S. Pleasant Avenue, Lodi, addressed the Council, urging that Lodi Avenue be posted between Hutchins and Sacramento Street, between the hours of 9:00 p.m. to 6:00 a.m.

Also addressing the Council on the matter was Mrs. Pat Holman, 2017 West Lodi Avenue, Lodi, California.

A lengthy discussion followed with questions being directed to Staff and to those persons who had given testimony. Diagrams of the subject area were presented for Council's perusal.

There being no other persons in the audience wishing to speak on the matter, the public portion of the hearing was closed.

Council Member Olson asked to abstain from voting on the matter, as she owns property on Lodi Avenue and would have a possible Conflict of Interest.

RESOLUTION
DESIGNATING STANDING
OR PARKING RESTRICTIONS AS IT PERTAINS
TO LODI AVENUE FROM
HAM LANE TO CENTRAL
AVENUE

On motion of Council Member Snider, Reid second, Council adopted Resolution No. 82-72 designating standing or parking restrictions on Lodi Avenue between Hutchins Street and Stockton Street between the hours of 9:00 p.m. and 6:00 a.m. every day of the week.

The motion carried by the following vote:

RES. NO. 82-72	Ayes:	Council Member - Pinkerton, Snider and Reid (Mayor)
	Noes:	Council Member - None
	Abstain:	Council Member - Olson
	Absent:	Council Member - Murphy

ORDINANCE AMEND-
ING SECTION 27-22
(ENFORCEMENT;
PENALTIES; LEGAL
PROCEDURES) OF
CHAPTER 27 (ZONING)
OF THE LODI MUNICIPAL
CODE INTRODUCED

Notice thereof having been published in accordance with law and affidavit of publication being on file in the Office of the City Clerk, Mayor Reid called for the Public Hearing to consider amending Section 27-22 (Enforcement; Penalties; Legal Procedures) of Chapter 27 (zoning) of the Lodi Municipal Code.

The matter was introduced by Staff.

ORDINANCE NO. 1265

Mr. Charles Duncan, who identified himself only as a Lodi resident, spoke in opposition to the proposed Ordinance.

There being no other persons wishing to speak on the matter, the public portion of the hearing was closed.

A lengthy discussion followed with questions being directed to Staff.

Councilman Pinkerton then moved for introduction of Ordinance No. 1265 amending Section 27-22 (Enforcement; Penalties; Legal Procedures) of Chapter 27 (zoning) of the Lodi Municipal Code. The motion was seconded by Council Member Olson and carried by unanimous vote.

PLANNING COMMISSION

City Manager Graves gave the following report of the Planning Commission meeting of July 12, 1982.

The Planning Commission -

Continued July 21, 1982

VACATION TIMBER-
LAKE CIRCLE

1. Determined that no public need existed and recommended that the City Council abandon Timberlake Circle east of Lakeshore Drive in Lakeshore Village, Unit #1.

The Planning Commission also -

1. Approved the request of Baumbach and Piazza, Consulting Engineers, on behalf of Harley Hieb for a Tentative Parcel Map for an addition to Lot 20, River Oaks Subdivision.

2. Set a special joint meeting with the San Joaquin County Planning Commission for 7:30 p.m., Thursday, July 29, 1982, in the Micke Grove Park Auditorium.

3. Elected Fred Baker, Chairman, and Joanne Hoffman, Vice-Chairman for the 1982-83 Fiscal Year.

COMMUNICATIONS

REPORT FROM PT&T
RE CHURCH STREET
PROJECT

City Clerk Reimche presented a response from Pacific Telephone which had been received in response to our letter concerning projects relocating aerial plant on Church Street from Lockeford to Turner Road and advising that these projects are on schedule and will be completed by July 31, 1982.

DISCOUNT RATE PRO-
POSED ON NUMBER OF
PATIENTS IN LODI
AMBULANCE SERVICE
AMBULANCES

City Clerk Reimche presented a letter which had been received from the Lodi Ambulance Service regarding a rate adjustment and proposing a discount base rate based on the number of patients being transported in the ambulance.

The City Clerk presented the following applications which had been received for Alcoholic Beverage Licenses:

ABC LICENSE
APPLICATIONS

- a) Mohammed Amin, AM PM Market, Off Sale Beer and Wine
- b) Pizza Palace, Inc., Straw Hat Pizza, on-sale beer and Wine Public Eating Place.
- c) Quik Stop Markets, Inc., Laura M./Oscar N. Cano, Off Sale Beer and Wine.

APPOINTMENTS TO
VARIOUS LEAGUE OF
CALIFORNIA CITIES
TASK FORCES RE-
GARDING ADMINISTRA-
TIVE REGULATIONS

Council was apprised that word had been received from Dr. Thomas Clark, President of the League of California Cities of the following appointments to various League Task Forces on Administrative Regulations. Each Task Force has been assigned the responsibility of reviewing regulations issued by certain state agencies and making specific recommendations to change or eliminate unnecessary regulations.

Task Force No. 2 - Air Resources Board, Water Resources Board and Solid Waste Management Board - Councilman James Pinkerton.

Task Force No. 11 - Resources Agency/OPR (CEQA) Community Development Director Schroeder and City Attorney Stein.

Task Force No. 10 - Fair Political Practices Commission - City Clerk Alice Reimche.

APPOINTMENT TO
COUNTY ARTS COUNCIL
ANNOUNCED

City Clerk Reimche announced that word had been received from the San Joaquin County Board of Supervisors advising that Naomi Carey of Lodi had been appointed to the County Arts Council - District 4.

LODI COMMUNITY
DEVELOPMENT DEPART-
MENT RECIPIENT OF
AWARD FOR PUBLICA-
TION

Council was informed that the Lodi Community Development Department was the recipient of the American Planning Association Merit Award for the completion and publication of the "City of Lodi Development Information Booklet".

Continued July 21, 1982

COMMENTS BY CITY COUNCIL MEMBERS Council Member Olson congratulated Public Works Director Ronsko on the Turner Road asphaltting project.

COMMENTS BY THE PUBLIC ON NON AGENDA ITEMS There were no persons in the audience wishing to speak on any non-agenda items.

REGULAR CALENDAR Agenda item K-1 - "Approve 4-way stop, Stockton and Pine Street" was introduced by Public Works Director Ronsko. Mr. Ronsko apprised the Council that the Public Works Department has reviewed the intersection as part of its ongoing program to reduce high accident locations. Any one of the following conditions may indicate the need for a four-way stop sign installation:

1. Where traffic signals are warranted and the need is urgent, the four-way stop is an interim measure that can be installed quickly to control traffic while arrangements are being made for the signal installation.
2. An accident problem, as indicated by five or more reported accidents of a type susceptible of correction by a four-way stop installation in a 12-month period. Types of accidents susceptible of correction include right angle and left turn collisions.
3. Minimum volume warrant:
 - a. The total vehicular volume entering the intersection from all approaches must average at least 500 vehicles per hour for any eight hours of an average day, and
 - b. The combined vehicular and pedestrian volume from the minor street or highway must average at least 200 units per hour for the same eight hours with an average delay to minor street vehicular traffic of at least 30 seconds per vehicle during the maximum hour.

This intersection meets all three of the above.

1. The intersection has warranted traffic signals for sometime. A copy of the most recent investigations of the intersection for signals was presented for Council's perusal, however, preliminary review indicates that it's probably No. 5 in priority. If the City continues to install new signals at one intersection per year, the problem can only become worse in that time.
2. There have been five accidents in the last year and ten in the last two years which are of the type susceptible to correction, (i.e. right angle impact where one or the other or both vehicles failed to properly yield the right-of-way.)
3. The average of the highest 8 hours gives a total hourly traffic of 841 considerably above the minimum of 500 and the average of the highest 8 hours on the minor street is 267 vehicles per hour. People crossing Pine Street at this location will attest to the fact that considerable delay is encountered and may, in fact, increase the possibility of accidents because of the frustration level that sometimes develops.

The City has previously prohibited some curb parking to provide visibility for drivers entering or crossing Pine Street. The installation of four-way stop signs at the intersection will enable the City to convert a portion of these blocks to on-street parking. In order to reduce accidents and based on the established guidelines, it is the Public Works Department's recommendation that a four-way stop sign be installed at Pine and Stockton Streets.

A very lengthy discussion followed with questions being directed to Staff.

Continued July 21, 1982

PROPOSED FOUR-WAY
STOP - STOCKTON
AND PINE STREET
REJECTED

Councilman Pinkerton then moved to deny Staff's recommendation for approval of the installation of four-way stop signs at the intersection of Stockton and Pine Streets and eliminate a portion of the red curb on Pine Street at the same location.

The motion failed to carry by the following tie vote:

Ayes: Council Member- Pinkerton and Reid

Noes: Council Member- Olson and Snider

Absent: Council Member - Murphy

Additional discussion followed and Council indicated it was desirous of having an opportunity to review the 1982 Traffic Signal Priority Study just received, before the matter is brought back to the Council.

APPEAL OF OWNERS
OF PROPERTY AT 412,
415, 423, and 431
S. SACRAMENTO STREET
RE DEVELOPMENT
IMPROVEMENTS

Agenda item K-2 - "Appeal of owners of property at 412, 415, 423, and 431 South Sacramento Street redevelopment improvements was introduced by Public Works Director Ronsko.

Mr. Ronsko stated that in October of 1979, Muller Equipment Company took out a building permit for construction of a new warehouse valued at \$76,000. Prior to issuance of a permit, at the request of the City, the following took place:

1. Since the proposed building straddled a property line, the necessary paperwork was processed to remove the property line, creating one larger parcel out of two, as shown on sketch provided for Councils perusal and identified as Parcels 1A and 1B.
2. In conformance with Section 5-24 of the Code of the City of Lodi, a deed of dedication for five feet along all the frontage both controlled and used by the company was prepared by the City and signed by the owners, (Parcels 1A, 1B, and 2 of sketch).
3. In conformance with Section 5-22 (b) of the Code, an agreement to install improvements along the frontage described in 2 above, was also prepared by the City and signed by the owner.

The frontage on the east side of Sacramento Street included in the dedication and agreement for improvement was based on the use of the property by the company for manufacturing, warehousing, and storage. The existing property line, between the two included parcels (1A, 1B and 2), appears to be historical only, as both parcels are used as one by the owner. It should be noted, however, that either parcel 1A, 1B or 2 could be sold separately.

Parcel 3 as shown on the sketch is also owned by the same company, however, because it is used for other purposes, it was not included in either the dedication or agreement to improve.

At the time all items were returned to the City, and the permit issued, Mr. Muller said that he did not think we were being fair and that he wished to appeal our decision. Rather than record documents, and then re-record or abandon if the appeal was granted, it was elected to hold the signed documents until such time as the outcome of the appeal was known.

A copy of Mr. Muller's appeal letter was presented for Council's perusal.

The City Council heard and discussed the appeal of Mr. Phil Muller regarding the development requirements on his property located at 412 S. Sacramento Street, Lodi. Following discussion Mr. Muller withdrew his appeal covering 415, 423, and 431 S. Sacramento Street. The City Staff pointed out that the development requirements being questioned were related to an interpretation of the ordinance.

Continued July 21, 1982

Following receipt of testimony by Mr. Muller and his engineers and Staff's presentation, Council Member Olson moved that the property owner be allowed to redevelop a property line south of the new building by means of a parcel map and that development off-site improvements only be applicable to the frontage of the new lot. The motion was seconded by Council Member Pinkerton and carried by unanimous vote.

REQUEST FOR RELIEF
OF FRONT FOOTAGE
CHARGES FOR WATER
MAIN TAP

Mr. Mike Sabo, 4264 East Almond Avenue, Lodi, addressed the Council asking for some relief of the front footage charges for his recent water main tap on Almond Avenue. The City's policy regarding water main extensions was outlined for the benefit of the Council. A lengthy discussion followed with questions being directed to Staff and to Mr. Sabo. On motion of Mayor Reid, Olson second, Council denied the request.

Following introduction of the matter by Assistant City Manager Glenn, Councilman Pinkerton moved for introduction of Ordinance No. 1266 adopting an Operating Budget for the support of various departments of the City of Lodi and a Utility Outlay Budget for the Fiscal Year beginning July 1, 1982 and ending June 30, 1983 in the amount of \$29,545,205. which included the following addendum:

1982-83 BUDGET

ADDENDUM

REVENUES

State Motor Vehicle - In-Lieu Taxes	\$219,465
State Cigarette Taxes	125,965
County Recreation Allotment	(9,055)
	<hr/>
	\$336,375

EXPENDITURES

Woodbridge Irrigation District

	<u>Decrease</u>	<u>Increase</u>
Acc't 10-025.5-699	\$ 6,000	
Acc't 10-503.9-699		\$ 6,000

Fire Dept. Depreciation

Acc't 10-201.1-400	10,705
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City Clerk - Clerical

Acc't 10-001.1-100	5,000
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Utility Outlay Budget

Acc't 16.1-640.1-699	2,000
Acc't 16.1-680.1-5xx	33,000
	<hr/>
	\$ 35,000

Continued July 21, 1982

<u>ARTS COMMISSION</u>		<u>Decrease</u>	<u>Increase</u>
<u>Miscellaneous Indoor Activities</u>			
Acc't 10-702.3-100	\$ 2,000		
211	350		
212	1,900		
213	500		
321	1,260		
355	690		
	\$ 6,700		
<u>Cultural Activities</u>			
Acc't 10-702.10-100		\$ 2,300	
211		350	
212		1,900	
213		500	
301		500	
303		300	
321		1,260	
355		500	
621		150	
		\$ 7,760	
<u>Lodi Arts Commission</u>			
Acc't 10-702.11-201		\$ 250	
202		300	
221		300	
301		400	
302		200	
303		200	
308		50	
309		100	
355		200	
		\$ 2,000	
<u>Economic Development Commission</u>			
Acc't 10-045.3-201		\$ 100	
221		500	
301		2,500	
302		200	
307		60	
308		50	
399		600	
		\$ 4,010	

PAGE 43 - AUTHORIZED POSITIONS

Add position of Equipment Service Worker

APPROVAL OF 1982-83
F.Y. BUDGETThe motion was seconded by Council Member Olson and carried by
the following vote:ORD. NO. 1266
INTRODUCED
cc-21(6)
cc-149Ayes: Council Members - Olson, Pinkerton, Snider and
Reid (Mayor)

Noes: Council Members - None

Absent: Council Members - Murphy

Continued July 21, 1982

LOT LINE ADJUSTMENT
APPROVED

RES. NO. 82-74

Following introduction of the matter by Community Development Director Schroeder, Council, on motion of Council Member Pinkerton, Olson second, adopted Resolution No. 82-74 approving the Lot Line Adjustment at 320 and 450 North Cherokee Lane, Lodi.

CITY OF LODI TO JOIN
WITH NCPA IN A
COMPLETING APPLICA-
TION FOR THE LICENSE
TO OPERATE THE KINGS
RIVER HYDROELECTRIC
FACILITIES

RES. NO. 82-73

Mayor Reid introduced the subject of the possibility of the City of Lodi joining with N.C.P.A. in a completing application for the license to operate the Kings River Hydroelectric facilities.

City Clerk Reimche read a statement by Robert G. Scott, acting Lodi Manager for Pacific Gas and Electric indicating that PG&E will strongly oppose any effort by another party to license the King's River facilities. Mr. Scott was in the audience and addressed the Council regarding PG&E's position on the matter.

A lengthy discussion followed with Councilman Pinkerton voicing his opposition to participating in this project.

Mayor Reid then moved that Council authorize the City of Lodi to join with NCPA in a completing application for the license to operate the Kings River Hydroelectric facilities. The motion was seconded by Councilman Snider and carried by the following vote:

Ayes: Council Member - Olson, Snider, and Reid (Mayor)

Noes: Council Member - Pinkerton

Absent: Council Member - Murphy

Additional discussion followed with Councilman Pinkerton moving that a \$10,000 cap be placed on this project. The motion died for lack of a second.

Councilman Pinkerton then asked that the record show his proposal of a \$10,000 cap and his belief that the actual costs will be 10 times that figure.

ORDINANCES

AMENDING COLLECTION
RATES FOR GARBAGE
SERVICES

ORD. NO. 1264
ADOPTED

Ordinance No. 1264 - entitled, "An Ordinance Amending Section 11 - 3 of the City Code of the City of Lodi entitled, 'Collection Rates for Garbage Services'" having been introduced at a regular meeting held July 7, 1982 was brought up for passage on motion of Councilman Snider, Olson second. Second reading was omitted after reading by title, and the Ordinance was then passed, adopted, and ordered to print by the following vote:

Ayes: Council Members - Olson, Pinkerton, Snider and Reid (Mayor)

Noes: Council Members - None

Absent: Council Members - Murphy

ADJOURNMENT
TO CLOSED SESSION

The Council, at approximately 11:10 p.m., adjourned to Closed Session with Mayor Reid indicating that the Council would not formally reconvene at this meeting. The purpose of the Closed session was to discuss matters pertaining to labor negotiations.

Attest:

Alice M. Reimche
ALICE M. REIMCHE
City Clerk